

02-25-02

A

Docket No. 94-00

PATENT APPLICATION TRANSMITTAL LETTER

To the Commissioner of Patents and Trademarks:

Transmitted herewith for filing under 35 U.S.C. 111 and 37 C.F.R §1.53 is the patent application of:

Stephen J. Kaufman

entitled:

**DIAGNOSTICS, ASSAY METHODS AND AMELIORATION
OF MUSCULAR DYSTROPHY SYMPTOMS**

Enclosed are:

- ☒ 38 pages of written description, claims and abstract.
- ☒ 12 sheets of drawings.
- ☐ sequence listing - paper copy
- ☐ an assignment of the invention to _____.
- ☐ executed declaration of the inventors and associate power of attorney.
- ☐ a certified copy of a _____ application.
- ☐ a verified statement to establish small entity status under 37 CFR §1.9 and §1.27
- ☒ Applicants Claim Small Entity Status. See 37 CFR 1.27
- ☐ Request that application not be published pursuant to 35 USC 122(b)(2)(B)(i)
- ☐ information disclosure statement.
- ☐ preliminary amendment
- ☒ other: Sequence Listing Diskette
- ☒ Statement under 37-CFR § 1-821-824
- ☒ Application Data Sheet

CLAIMS AS FILED

	Number Filed	Number Extra *	Rate	Fee
BASIC FEE			\$740	\$740
TOTAL CLAIMS	23-20 =	3	x \$18	54
INDEPENDENT CLAIMS	2-3 =	0	x \$84	
MULTIPLE DEPENDENT CLAIM PRESENT			x \$280	

* Number extra must be zero or larger **TOTAL \$ 794**

If applicant has small entity status under 37 C.F.R. 1.9 and 1.27, then divide total fee by 2, and enter amount here.

SMALL ENTITY TOTAL**\$397**

X

No filing fee is enclosed at this time.

A check in the amount of \$_____ to cover the filing fee is enclosed.

The Commissioner is hereby authorized to charge and credit Deposit Account No. 07-1969 as described below.

- _____ Charge the amount of \$_____ as filing fee.
_____ Credit any overpayment.
_____ Charge any additional filing fees required under 37 CFR 1.16 and 1.17.
_____ Charge any processing fees required under 37 CFR 1.17
_____ Charge the issue fee set in 37 CFR 1.18 at the mailing of the Notice of Allowance, pursuant to 37 CFR 1.311(b).
_____ Other _____

Benefit of Prior Application(s) (35 USC 119)

Applicant claims priority under 35 USC 119 to the following application(s):

X

Benefit of Prior U.S. Application(s) (35 USC 119(e))

Applicant claims priority under 35 USC 119(e) to the following application(s):

U.S. Provisional Application 60/270,645 filed February 20, 2001

U.S. Provisional Application 60/286,890 filed April 27, 2001

Benefit of Prior U.S. Application(s) (35 USC 120)

Applicant claims priority under 35 USC 120 to the following application(s):



23713

PATENT TRADEMARK OFFICE

Reg. No. 33,878

Donna M. Ferber

Type or print name of attorney

GREENLEE, WINNER AND SULLIVAN, P.C.

5370 Manhattan Circle, Suite 201

Boulder, Colorado 80303

Telephone No. (303) 499-8080

Facsimile No. (303) 499-8089

Email: winner@greenwin.com

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as EXPRESS MAIL in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

20 February 2002 B. Kroge
Date B. Kroge
Express Mail Receipt No: EL 827 990 402 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: :
Kaufman : Group Art Unit: Not yet assigned
Serial No. Not yet assigned : Examiner: Not yet assigned
Filed: February 20, 2002
For: DIAGNOSTICS, ASSAY METHODS AND
AMELIORATION OF MUSCULAR DYSTROPHY
SYMPTOMS

STATEMENT UNDER 37 C.F.R. §1.821-824

Commissioner for Patents
Box Patent Application
Washington, D.C. 20231

Sir:

The above-identified patent application contains sequences as defined in 37 C.F.R. §1.821(a). Accordingly, the specification includes a paper copy of Sequence Listing as pages 1 - 3. Applicants also submit a write-protected diskette copy of the Sequence Listing in computer-readable form as required by 37 C.F.R. §1.821(e).

In compliance with 37 C.F.R. §1.821(f), the undersigned states that the content of the paper copies and computer-readable copies of the Sequence Listing are the same.

Respectfully submitted,



Donna M. Ferber
Reg. No. 33,878

GREENLEE, WINNER AND SULLIVAN, P.C.
5370 Manhattan Circle, Suite 201
Boulder, CO 80303
Telephone (303) 499-8080
Facsimile: (303) 499-8089
Email: winner@greenwin.com

Attorney Docket No. 94-00
bmk: February 20, 2002

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as EXPRESS MAIL in an envelope addressed to the Commissioner for Patents, Washington, D.C., 20231

20 February 2002 B. Kroge
Date B. Kroge
Express Mail Receipt No.: EL 827 990 402 US